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FEDERAL ELECTION  
COMMISSION

2018 JAN 10 PM 4: 24

BEFORE THE FEDERAL ELECTION COMMISSION

CELA

In the Matter of )  
 ) MUR 7210  
Frank Durkalski; Chesterland News: )  
Dismissal and Case Closure (EPS) )

CERTIFICATION

I, Laura E. Sinram, recording secretary of the Federal Election Commission executive session, do hereby certify that on January 09, 2018, the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-2 to:

- a. Dismiss the allegations that Frank Durkalski violated the Act and Commission regulations, pursuant to the Commission's prosecutorial discretion under *Heckler v. Chaney*, 470 U.S. 821 (1985).
- b. Find no reason to believe that the Chesterland News violated the Act and Commission regulations.
- c. Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated September 20, 2017, and the appropriate letters.
- d. Close the file as to all Respondents.

Commissioners Goodman, Hunter, and Petersen voted affirmatively for the motion.

Commissioners Walther and Weintraub dissented.

2. Decided by a vote of 5-0 to:

- a. Close the file.
- b. Send the appropriate letters.

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